

U.S. Department of Justice  
United States Marshals  
Service

Case 1:08-cv-00882-VM

Document 2

Filed 03/05/2008

Page 1 of 3

PROCESS RECEIPT AND RETURN  
See Instructions for "Service of Process by the U.S. Marshal"  
on the reverse of this form.

PLAINTIFF <b>UNITED STATES OF AMERICA</b>		<b>ORIGINAL</b>	COURT CASE NUMBER <b>08 Civ. 882</b>
DEFENDANT <b>\$13,900 in United States Currency</b>			TYPE OF PROCESS <b>Publication</b>
SERVE  ▶	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN <b>USMS - SDNY</b>		
	ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) <b>500 Pearl Street, New York, New York 10007</b>		

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:		<b>RECEIVED</b> 08 JUN 22 AM 1:14 U.S. MARSHAL SERVICE SOUTHERN DISTRICT OF NEW YORK
<b>MICHAEL J. GARCIA, U.S. ATTORNEY - SDNY</b> <b>UNITED STATES ATTORNEY'S OFFICE</b> <b>SOUTHERN DISTRICT OF NEW YORK</b>		
<b>ONE SAINT ANDREW'S PLAZA</b> <b>NEW YORK, NY 10007</b> <b>ATTENTION: Tony Dulgerian, Rm. 339</b>		
Number of process to be served with this Form: 285		Number of parties to be served in this case
Check for service on U.S.A.		

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVER (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Server):  
Fold

Please publish the following notice of publication in a newspaper of general circulation for one time..

CATS #2007V01888 /07DEA497332 Please return to FSA Law Clerk Tony Dulgerian, 212-637-2404

Signature of Attorney or other Originator requesting service on behalf of: <b>AUSA Sharon Frase</b>	<input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER <b>212-637-2329</b>	DATE <b>1/29/08</b>
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**SPACE BELOW FOR USE OF U.S. MARSHAL ONLY - DO NOT WRITE BELOW THIS LINE**

I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted)	Total Process	District of Origin No. <b>54</b>	District to Serve No. <b>54</b>	Signature of Authorized USMS Deputy or Clerk <i>Sam M W</i>	Date <b>1/31/08</b>
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I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☒ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below)

Name and title of individual served (if not shown above)	A person of suitable age and discretion then residing in the defendant's usual place of abode.
Address (complete only if different than shown above)	Date of Service <b>2/26/08</b> Time <b>am</b> <i>Sam M W</i> pm Signature of U.S. Marshal or Deputy

Service Fee	Total Mileage Charges (including endeavors)	Forwarding Fee	Total Charges	Advance Deposits	Amount owed to U.S. Marshal	Amount of Refund
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REMARKS: **2/26/08 - Notice was published in the New York Law Journal on February 13, 2008. (copy attached)**

U.S. ATTORNEY COPY

## STATE OF NEW YORK

County of New York, s:

## MISCELLANEOUS

USA-33s-100-  
NOTICE OF CIVIL  
FORFEITURE  
PROCEEDING Rev. 11/94

UNITED STATES DISTRICT COURT — SOUTHERN DISTRICT OF NEW YORK — On January 24, 2008, the United States of America commenced a civil action demanding forfeiture thereof under the provisions of 21 U.S.C. §881(a)(6), as moneys furnished or intended to be furnished in exchange for a controlled substance, all proceeds traceable to such exchanges, and all moneys used or intended to be used to facilitate such exchanges, in violation of Title 21 of the United States Code, for \$13,900.00 in United States Currency. 08Civ.882.

Notice is hereby given that all persons claiming the same or knowing or having anything to say why the same should not be forfeited pursuant to the prayer of said complaint, must file their claim in accordance with Rule G from the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions with the Clerk of the Court, in Room 120, United States Court House, 500 Pearl Street, New York, New York, by March 14, 2008, which is 30 days after the last publication of this action or within such additional time as may be allowed by the Court, and must serve their answers within 20 days after the filing of their claims, or default and forfeiture will be ordered. Any person with an interest in the property may also wish to file a petition for remission or mitigation of the forfeiture, as provided for in Title 28, Code of Federal regulations, and failure to file such a petition may affect any rights that a person claiming an interest in the property may have with respect to this property.

FOR NOTICE OF PUBLICATIONS GO TO: WWW.FORFEITURE.GOV

On December 1, 2006, Rule G of the of the Supplemental Rules of Certain Admiralty and Maritime Claims, part of the Federal Rules of Civil Procedure, became effective. This new rule now governs procedures for civil and criminal asset forfeiture actions in the federal courts.

Notice of judicial forfeiture actions has traditionally been published in newspapers. The new rule now permits publication of forfeiture notices on a government internet site (www.forfeiture.gov) and this site incorporates these forfeiture notices that have been traditionally published in newspapers.

This site is currently fully operational, civil and criminal forfeiture notices will continue to be published in newspapers for a period of time before newspaper publication is eventually abandoned in favor of this website. The website contains a comprehensive list of pending notices of both civil and criminal forfeiture actions in United States District Courts around the country.

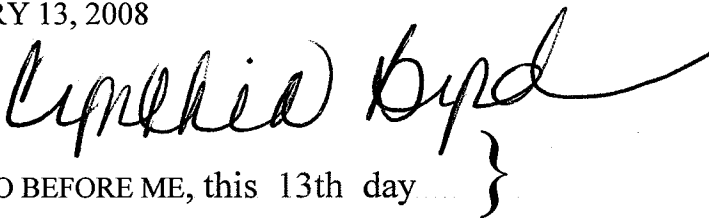
Dated: New York, New York January 29, 2008

MICHAEL J. GARCIA  
U.S. Attorney/SDNY

JOSEPH R. GUCCIONE

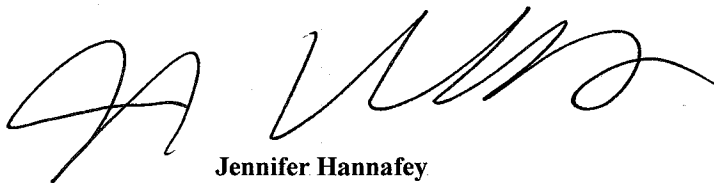
Cynthia Byrd, being duly sworn, says that she is the PRINCIPAL CLERK of the Publisher of the **NEW YORK LAW JOURNAL**, a Daily Newspaper; that the Advertisement hereto annexed has been published in the said **NEW YORK LAW JOURNAL** one time on the 13th day of February, 2008.

TO WIT: FEBRUARY 13, 2008



SWORN TO BEFORE ME, this 13th day

Of February, 2008.



Jennifer Hannafey

Notary Public, State of New York

No. 01ha6128042

Qualified in Richmond County

Commission Expires June 09, 2009

RECEIVED  
2008 FEB 25 PM 5:19  
U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

Plaintiff,

- v. -

\$13,900 IN UNITED STATES CURRENCY,

Defendants.

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**PUBLICATION AFFIDAVIT**  
**08 Civ. 882 (VM)**

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MICHAEL J. GARCIA  
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Attorney for the United States of America  
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SHARON E. FRASE  
Assistant United States Attorney  
-Of Counsel-